

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ZERTECK, INC. d/b/a BOAT-N-RV-
WAREHOUSE,

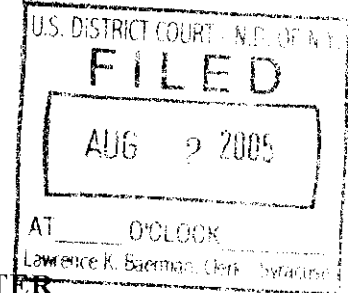
Civ. No. 1:05-CV-617, NAM/RFT

Plaintiff,

-against-

BENTLEY INDUSTRIES, LLC,

Defendant.



**STIPULATION AND ORDER TO REMAND THIS MATTER
TO THE SUPREME COURT, GREENE COUNTY**

Plaintiff, Zerteck, Inc. d/b/a Boat-N-RV Warehouse ("Zerteck") and Defendant, Bentley Industries, LLC ("Bentley"), by and through their respective counsel, do hereby stipulate and agree as follows:

1. As a condition to Bentley's consent to remand this matter to the Supreme Court Greene County, Zerteck irrevocably states that the claims asserted in its Complaint, dated March 10, 2005, and any and all claims (asserted or unasserted) arising out of its business relationship with Bentley do not exceed \$75,000, exclusive of interest and costs. Zerteck further states that it will not seek to amend its Complaint to request additional damages arising out of the causes of action set forth therein.

2. Based on the fact that the amount in controversy does not meet the federal jurisdictional minimum, the parties agree to remand this matter to the Supreme Court, Greene County for further adjudication.

Dated: July 27, 2005

/s/ Stephanie A. Henry
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Dated: July 29, 2005

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IT IS HEREBY ORDERED, that this Stipulation is approved and the instant matter is hereby transferred to the Supreme Court, Greene County.

BY THE COURT

Dated:

August 2, 2005

Norman A. Mordue
Hon. Norman A. Mordue